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2018 Jül-24 PM 03:10 U.S. DISTRICT COURT N.D. OF ALABAMA

EDTN

Amended Amended Judgment in a Criminal Case (Rev. 8/01) Sheet 1

(NOTE: Identify Changes with Asterisks (\*))

# **United States District Court**

## **Eastern District of Tennessee**

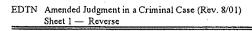
UNITED STATES OF AMERICA v. RICHARD ROMANS

# SECOND AMENDED JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

		Case Number:	1:99-CR-71-04	
	f Original Judgment: <u>9/1/2005</u> ite of Last Amended Judgment)	Mark Raines Defendant's Attomo	гу	
Reas Vacate	on for Resentencing: ed and Remanded by U.S. Court of Appeals for the Sixth Ci	rcuit under <u>United States</u>	v. Booker, 125 S. Ct. 538	(2000) A 701
THE	ed and Remanded by U.S. Court of Appeals for the Sixth Ci DEFENDANT:		Cortified this	OCI CLERI
[] [] [ <b>/</b> ]	pleaded guilty to count(s): pleaded nolo contendere to count(s) which was acc was found guilty on count(s) One, Thirteen and Fourte		PATRIC	OCI CLER
ACC	DRDINGLY, the court has adjudicated that the defendant	is guilty of the following	g offense(s):	The state of the s
Title o	& Section Nature of Offense		Date Offense Concluded	Count <u>Number(s)</u>
See ne	xt page.			
The de	efendant is sentenced as provided in pages 2 through <u>6</u> on Act of 1984 and 18 U.S.C. § 3553.	f this judgment. The sent	ence is imposed pursuar	nt to the Sentencing
[]	The defendant has been found not guilty on count(s) _			
[]	Count(s) [] is [] are dismissed on the motion of	the United States.		· '
If orde	IT IS ORDERED that the defendant shall notify the Urresidence, or mailing address until all fines, restitution, corred to pay restitution, the defendant shall notify the court ant's economic circumstances.	sts, and special assessme	ents imposed by this jud	gment are fully paid.
		(Origin	nal) 9/20/02 (Amended) (Second Amended) 10/19	

(Original) 9/20/02 (Amended) 9/1/2005	
(Second Amended) 10/19/05	
Date of Imposition of Judgment	
/s/	
Signature of Judicial Officer	
'	
CURTIS L. COLLIER, United States District Judge	
Name & Title of Judicial Officer	
Date ·	



DEFENDANT:

RICHARD ROMANS

CASE NUMBER:

1:99-CR-71-04

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# ADDITIONAL COUNTS OF CONVICTION

Title & Section	Nature of Offense	Date Offense Concluded	Count Number(s)
21 U.S.C. §§ 846 & 841(b)(1)(C)	Conspiracy to Distribute Cocaine	8/30/99	One
21 U.S.C. § 841(a)(1) and (b)(1)(C)	Distribution of Cocaine	1/15/99	Thirteen
21 U.S.C. § 841(a)(1) and (b)(1)(C)	Distribution of Cocaine	2/26/99	Fourteen

EDTN Amended Judgement in a Criminal Case (Rev. 8/01) Sheet 2 - Imprisonment

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DEFENDANT:

RICHARD ROMANS

CASE NUMBER:

1:99-CR-71-04

#### **IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of

148 months. On each of Counts One, Thirteen and Fourteen, to be served concurrently. [ The court makes the following recommendations to the Bureau of Prisons: That the defendant receive 500 hours of substance abuse treatment from the BOP Institution Residential Drug Abuse Treatment The defendant is remanded to the custody of the United States Marshal. The defendant shall surrender to the United States Marshal for this district: [] [] at \_\_ [] a.m. [] p.m. on \_\_\_. [] as notified by the United States Marshal. [] The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons: before 2 p.m. on [] as notified by the United States Marshal. [] as notified by the Probation or Pretrial Services Office. RETURN I have executed this judgment as follows: Defendant delivered on with a certified copy of this judgment. UNITED STATES MARSHAL

DEPUTY UNITED STATES MARSHAL

EDTN Amended Judgment in a Criminal Case (Rev. 8/01) Sheet 3 — Supervised Release

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DEFENDANT:

RICHARD ROMANS

CASE NUMBER:

1:99-CR-71-04

#### SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years.

On each of Counts One, Thirteen and Fourteen, all such terms to run concurrently.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

For offenses committed on or after September 13,1994:

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter.

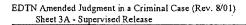
- [] The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse.
- [/] The defendant shall not possess a firearm, destructive device, or any other dangerous weapon.
- \* [/] The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant shall also comply with the additional conditions on the attached page.

#### STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month:
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer,
- the defendant shall support his or her dependants and meet other family responsibilities;
- the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered,
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.



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DEFENDANT:

RICHARD ROMANS

CASE NUMBER:

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### SPECIAL CONDITIONS OF SUPERVISION

The defendant shall participate in a program of testing and treatment for drug and/or alcohol abuse, as directed by the probation officer, until such time as the defendant is released from the program by the probation officer.

EDTN Amended Judgment in a Criminal Case (Rev. 8/01)
Sheet 5 — Criminal Monetary Penalties

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DEFENDANT:

RICHARD ROMANS

CASE NUMBER: 1:99-CR-71-04

CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 6. The assessment is ordered in accordance with 18 U.S.C. § 3013.

<u>Assessment</u> Totals: \$300.00 \$ The determination of restitution is deferred until \_. An Amended Judgment in a Criminal Case (AO 245C) will be entered after such determination. The defendant shall make restitution (including community restitution) to the following payees in the amounts listed below. If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, if the United States is a victim, all other victims, if any, shall receive full restitution before the United States receives any restitution, and all restitution shall be paid to the victims before any restitution is paid to a provider of compensation, pursuant to 18 U.S.C. § 3664. Priority Order \*Total or Percentage Amount of Name of Payee Amount of Loss Restitution Ordered of Payment TOTALS: If applicable, restitution amount ordered pursuant to plea agreement \$ The defendant shall pay interest on any fine or restitution of more than \$2500, unless the fine or restitution is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. §3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. §3612(g). The court determined that the defendant does not have the ability to pay interest, and it is ordered that: [] The interest requirement is waived for the [] fine and/or [] restitution. [] restitution is modified as follows: [] The interest requirement for the [] fine and/or

<sup>\*</sup> Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18, United States Code, for offenses committed on or after September 13, 1994 but before April 23, 1996.

EDTN Amended Judgment in a Criminal Case (Rev. 8/01)
Sheet 6 — Schedule of Payments

Amended Judgment - Page 6 of 6

DEFENDANT:

RICHARD ROMANS

CASE NUMBER: 1:99-CR-71-04

## SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties shall be due as follows:

A	[√]	Lump sum payment of \$\frac{300.00}{} due immediately, balance due		
	•	[] not later than _, or [✓] in accordance with []C, []D, or [✓]E below; or		
В	[]	Payment to begin immediately (may be combined with []C, []D, or []E below); or		
C.	[]	Payment in (e.g., equal, weekly, monthly, quarterly) installments of \$ _ over a period of _ (e.g., months or years), to commence _ (e.g., 30 or 60 days) after the date of this judgment; or		
D	.[]	Payment in (e.g., equal, weekly, monthly, quarterly) installments of \$ _ over a period of _ (e.g., months or years), to commence _ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or		
E	<b>[√]</b>	Special instructions regarding the payment of criminal monetary penalties:		
Ch of t	attano he case	oga, TN 37402. Payments shall be in the form of a check or a money order, made payable to U.S. District Court, with a notation number.  dant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.		
[]	Joint	and Several		
	Defe	ndant Name, Case Number, and Joint and Several Amount:		
[]	The	defendant shall pay the cost of prosecution.		
	The	defendant shall pay the following court cost(s):		
[]	The o	defendant shall forfeit the defendant's interest in the following property to the United States:		
		·		
•				